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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Kessler et al.

Group Art Unit: 1634

AUG 2 8 2002

Application No.: 09/530,747

TECH CENTER 1600/2900

Filed: October 23, 2000

Examiner: Taylor, J.

For:

SPECIFIC AND SENSITIVE

NUCLEIC ACID DETECTION METHOD

Attorney Docket No.: 4817/OR

8-28-02 BZ

## NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Commissioner for Patents

Box AF

Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated February 21, 2002 of the Primary Examiner finally rejecting claims 1-9 of the above-identified application.

The item(s) checked below are appropriate:

- An extension of time for responding to the final rejection for 3 1. month(s):
  - was filed on
  - is submitted herewith.
- 2. A timely response to the final rejection has been filed.
- 3. A fee in the amount of \$320.00 is:
  - ☑ Required.
  - □ Not required (Fee paid in prior appeal).
- 4. Applicant has qualified for the 50% reduction in fee for an independent inventor, non profit organization or small business concern and a fee in the amount of \$160.00 is:
  - Required.
  - □ Not required (Fee paid in prior appeal).
- Please charge the required fee, if any, to Pennie & Edmonds LLP Deposit Account No. 5. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

Date

August 21, 2002

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(Reg. No.)

(Reg. No. 39,201)

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